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8
9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON

11 DANIEL MULLINER,

12 Plaintiff,

13 vs.
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15 MICHAEL J. ASTRUE,
16 Commissioner of Social Security,

17 Defendant

Civil No. 2:08-cv-551-CRD


ORDER FOR REMAND

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19 Based on the stipulation of the parties, it is hereby ORDERED that the Commissioner's
20 final decision should be reversed and remanded for further administrative proceedings, in
21 accordance with sentence four of 42 U.S.C. § 405(g). Upon remand, the ALJ will re-evaluate
22 all medical opinions of record, including:

- 23 • The totality of the opinions of non-examining psychologists Dr. Eisenhauer and
24 Dr. Comrie, and
25
26 • The opinions of examining psychiatrist Dr. Michels.
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1 The ALJ will reconsider any substance use according to the process set forth in
2 *Bustamante v. Massanari*, 363 F.3d 949 (9th Cir. 2001). The ALJ will follow SSR 00-4p. The
3 parties stipulate that no specific aspect of the Commissioner's final decision is affirmed and that
4 Plaintiff may submit additional evidence and arguments to the ALJ on remand. The ALJ will
5 make a new determination as to Plaintiff's disability taking all evidence into account, and issue a
6 new decision.

8 DATED this 23rd day of December 2008.

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11 Carolyn R. Dimmick
12 United States District Judge
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15 Presented by:

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